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PATENT & TRADEMARK OFFICE

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<b>REQUEST For CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Address to: <b>MAIL STOP RCE COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450</b>  (Revised 09/2003)	Application Number 09/437,004
	Filing Date November 9, 1999
	First Named Inventor: Creaney et al.
	Art Unit: 2633
	Examiner Name: A. Bello
	Confirmation No.: 7396
Attorney Docket No. 031749/192056	
<b>RECEIVED SEP 22 2004 Technology Center 2600</b>	
<b>This is a request for <u>Continued Examination (RCE)</u> under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.</b>	

**1. Submission required under 37 C.F.R. § 1.114**

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- ii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavits(s)/Declarations(s)
- iii. ☐ Information Disclosure Statement (IDS); of cites listed on PTO Form 1449
- iv. ☒ Other: Petition and Fee for Extension of Time (2 Months)

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other

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3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is **required** by 37 C.F.R. § 1.114 when the RCE is filed.
- a. The Director is hereby authorized to charge any fee deficiencies, or credit any overpayments to Deposit Account No. 16-0605.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)  
(\$770.00 large entity; \$385.00 small entity)
- ii. ☒ Extension of Time Fee (37 C.F. R. §§ 1.136 and 1.17) two months \$420.00
- iii. ☐ Other
- b. ☒ Check in the amount of **\$1,190.00** enclosed (\$770 RCE filing fee; \$420 EOT fee)

Respectfully submitted,



W. Kevin Ransom  
Registration No. 45,031

**Customer No. 00826**

**ALSTON & BIRD LLP**

Bank of America Plaza

101 South Tryon Street, Suite 4000

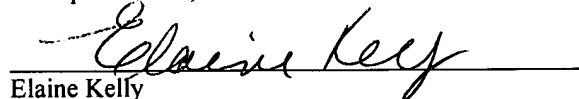
Charlotte, NC 28280-4000

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Fax Charlotte Office (704) 444-1111

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:  
Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450,  
on September 16, 2004

  
Elaine Kelly

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